

# UTILITY PATENT APPLICATION TRANSMITTAL

## (Large Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.  
9287ZYA

Total Pages in this Submission

### TO THE COMMISSIONER FOR PATENTS

Mail Stop Patent Application  
P.O. Box 1450  
Alexandria, VA 22313-1450

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

**A METHOD FOR TREATING ALZHEIMER'S DISEASE**

and invented by:

**Colin Louis Masters, Ashley Ian Bush and Konrad Traugott Beyreuther**

22154 U.S. PTO  
10/716924



11563

If a **CONTINUATION APPLICATION**, check appropriate box and supply the requisite information:

☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP) of prior application No.: 09/624,965

Which is a:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: 08/757,537

Which is a:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: 08/240,720

Enclosed are:

### Application Elements

1. ☒ Filing fee as calculated and transmitted as described below
2. ☒ Specification having 43 pages and including the following:
  - a. ☒ Descriptive Title of the Invention
  - b. ☒ Cross References to Related Applications (if applicable)
  - c. ☐ Statement Regarding Federally-sponsored Research/Development (if applicable)
  - d. ☐ Reference to Sequence Listing, a Table, or a Computer Program Listing Appendix
  - e. ☐ Background of the Invention
  - f. ☒ Brief Summary of the Invention
  - g. ☒ Brief Description of the Drawings (if filed)
  - h. ☒ Detailed Description
  - i. ☒ Claim(s) as Classified Below
  - j. ☒ Abstract of the Disclosure

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**Applicati n Elem nts (Continu d)**

3. ☒ Drawing(s) *(when necessary as prescribed by 35 USC 113)*
- a. ☒ Formal                      Number of Sheets 10 (Figs. 1-9B)
- b. ☐ Informal                      Number of Sheets \_\_\_\_\_
4. ☒ Oath or Declaration
- a. ☐ Newly executed *(original or copy)*                      ☐ Unexecuted
- b. ☒ Copy from a prior application (37 CFR 1.63(d)) *(for continuation/divisional application only)*
- c. ☒ With Power of Attorney                      ☐ Without Power of Attorney
- d. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s) named in the prior application,  
see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5. ☒ Incorporation By Reference *(usable if Box 4b is checked)*  
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under  
Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby  
incorporated by reference therein.
6. ☐ CD ROM or CD-R in duplicate, large table or Computer Program (Appendix)
7. ☐ Application Data Sheet (See 37 CFR 1.76)
8. ☐ Nucleotide and/or Amino Acid Sequence Submission *(if applicable, all must be included)*
- a. ☐ Computer Readable Form (CRF)
- b. ☐ Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
- ii. ☐ Paper
- c. ☐ Statement(s) Verifying Identical Paper and Computer Readable Copy

**Accompanying Application Parts**

9. ☐ Assignment Papers *(cover sheet & document(s))*
10. ☐ 37 CFR 3.73(B) Statement *(when there is an assignee)*
11. ☐ English Translation Document *(if applicable)*
12. ☐ Information Disclosure Statement/PTO-1449                      ☐ Copies of IDS Citations
13. ☒ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503) *(Should be specifically itemized)*
15. ☐ Certified Copy of Priority Document(s) *(if foreign priority is claimed)*
16. ☒ Certificate of Mailing
- ☐ First Class                      ☒ Express Mail *(Specify Label No.):* EV247990436US

**UTILITY PATENT APPLICATION TRANSMITTAL  
(Large Entity)**

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**Acc mpanying Applicati n Parts (Continu d)**

17. ☒ Additional Enclosures *(please identify below):*

Copy of Petition for Three Month Extension of Time Under 37 C.F.R. 1.136(a)  
Copy of Revocation of Power of Attorney and Change of Address of Correspondence Address (from parent)

**Request That Application Not Be Published Pursuant To 35 U.S.C. 122(b)(2)**

18. ☐ Pursuant to 35 U.S.C. 122(b)(2), Applicant hereby requests that this patent application not be published pursuant to 35 U.S.C. 122(b)(1). Applicant hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing of the application.

**Warning**

***An applicant who makes a request not to publish, but who subsequently files in a foreign country or under a multilateral international agreement specified in 35 U.S.C. 122(b)(2)(B)(i), must notify the Director of such filing not later than 45 days after the date of the filing of such foreign or international application. A failure of the applicant to provide such notice within the prescribed period shall result in the application being regarded as abandoned, unless it is shown to the satisfaction of the Director that the delay in submitting the notice was unintentional.***

**UTILITY PATENT APPLICATION TRANSMITTAL**  
**(Larg Entity)**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.  
**9287ZYA**

Total Pages in this Submission

[19]

**Correspondence Address:**

**Customer No. 23389**

**Fee Calculation and Transmittal**

**CLAIMS AS FILED**

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	18	- 20 =	0	x \$18.00	\$0.00
Ind p. Claims	3	- 3 =	0	x \$86.00	\$0.00
Multipl Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
Calculate as amended by Preliminary Amendment					<b>BASIC FEE</b> \$770.00
<b>OTHER FEE (specify purpose)</b> _____					\$0.00
<b>TOTAL FILING FEE</b>					<b>\$770.00</b>


- ☒ A check in the amount of **\$770.00** to cover the filing fee is enclosed.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **19-1013/SSMP** as described below.
- ☐ Charge the amount of \_\_\_\_\_ as filing fee.
- ☒ Credit any overpayment.
- ☒ Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
- ☐ Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

  
Signature

Dated: November 19, 2003

Frank S. DiGiglio  
Registration No. 31,346

cc: FSD/XZ:ab

<b>CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)</b> Applicant(s): C lin L. Masters, et al.			Docket No. 9287ZYA
Serial No. To Be Assigned	Filing Date Herewith	Examiner Unassigned	Group Art Unit Unassigned
Invention: A METHOD FOR TREATING ALZHEIMER'S DISEASE			
<p>I hereby certify that this <u>New Utility Patent (Divisional) Application</u> <i>(Identify type of correspondence)</i></p> <p>is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Director of the United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on <u>November 19, 2003</u> <i>(Date)</i></p> <p><u>Frank S. DiGiglio</u> <i>(Typed or Printed Name)</i></p> <p><u></u> <i>(Signature)</i></p> <p><u>EV247990436US</u> <i>("Express Mail" Mailing Label Number)</i></p>			
<p><b>Note: Each paper must have its own certificate of mailing.</b></p>			

- COPY -

<b>PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) (Large Entity)</b>	<b>Docket No. 9287ZY</b>
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In Re Application Of: **Colin L. Masters, et al.**

<b>Serial No. 09/624,965</b>	<b>Filing Date July 25, 2000</b>	<b>Examiner O. Chernyshev</b>	<b>Group Art Unit 1646</b>
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Invention:  
**A METHOD FOR TREATING ALZHEIMER'S DISEASE**

- COPY -

TO THE COMMISSIONER FOR PATENTS:

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of May 19, 2003 above-identified application.  
*Date*

The requested extension is as follows (check time period desired):

- ☐ One month      ☐ Two months      ☒ Three months      ☐ Four months      ☐ Five months

from: August 19, 2003      until: November 19, 2003  
*Date*      *Date*

The fee for the extension of time is **\$950** and is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **19-1013/SSMP**
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **19-1013/SSMP**

- COPY -

Dated: **November 19, 2003**

*Signature*

Frank S. DiGiglio  
Registration No. 31,346  
Scully, Scott, Murphy & Presser  
400 Garden City Plaza  
Garden City, New York 11530  
(516) 742-4343

EXTENSION Fee  
MAiled with  
ORIGINAL EOT  
by 1<sup>st</sup> CLASS MAIL  
Under 37CFR (1.8A)

cc: FSD/XZ:ab

I certify that this document and fee is being deposited on <b>Nov. 19, 2003</b> with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
<i>Signature</i>	<b>Frank S. DiGiglio</b>
<i>Typed or Printed Name</i>	